

TERRY E. SANCHEZ (State Bar No. 101318)
MUNGER, TOLLES & OLSON LLP
355 South Grand Avenue
Thirty-Fifth Floor
Los Angeles, CA 90071-1560
Telephone: (213) 683-9100
Facsimile: (213) 687-3702
E-mail: Terry.Sanchez@mto.com

ANNE M. VOIGTS (State Bar No. 220783)
MUNGER, TOLLES & OLSON LLP
560 Mission Street
Twenty-Seventh Floor
San Francisco, CA 94105-2907
Telephone: (415) 512-4000
Facsimile: (415) 512-4077
E-mail: Anne.Voigts@mto.com

Attorneys for Defendant
MERRILL LYNCH, PIERCE, FENNER & SMITH
INCORPORATED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

HECTOR MALDONADO,

Plaintiff,

vs.

MERRILL LYNCH, PIERCE, FENNER &
SMITH INCORPORATED, TARA
GARBUTT, AND DOES 1-10,

Defendant.

CASE NO. C-05-01644-MMC

**EX PARTE REQUEST AND [PROPOSED]
ORDER TO APPEAR AT CASE
MANAGEMENT CONFERENCE BY
TELEPHONE**

Date: August 19, 2005

Time: 10:30 a.m.

Ctrm: 7

Pursuant to Civil Local Rule 16-10(a), defendant Merrill Lynch, Pierce, Fenner & Smith Incorporated ("Merrill Lynch") respectfully requests leave of the Court to allow counsel, Terry E. Sanchez, to participate in the initial Case Management Conference, scheduled for August 19, 2005, by telephone. In support of its request, Merrill Lynch states as follows:

1
2 1. The initial Case Management Conference in this matter has been scheduled
3 for Friday, August 19, 2005, at 10:30 a.m.

4 2. Lead Counsel for Merrill Lynch, Terry E. Sanchez, works and resides in
5 Los Angeles, California. Accordingly, participating by phone will also save the client significant
6 fees.

7 3. Lead Counsel for Merrill Lynch, Terry E. Sanchez, can be reached by
8 telephone at 10:30 a.m. on Friday, August 19, 2005, at (213) 683-9179.

9
10 DATED: August 11, 2005

MUNGER, TOLLES & OLSON LLP

11
12 By: 

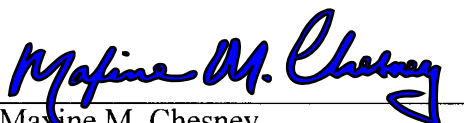
Anne M. Voigts

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14 Attorneys for Defendant
15 MERRILL LYNCH, PIERCE, FENNER &
16 SMITH INCORPORATED

17 **ORDER**

18 GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED that
19 ~~Terry E. Sanchez, counsel for defendant Merrill Lynch, Pierce, Fenner & Smith Incorporated,~~
20 shall ~~be allowed to~~ participate in the initial Case Management Conference at 10:30 a.m., August
21 19, 2005, by telephone.

22
23 Dated: August 12, 2005

24 
25 Maxine M. Chesney
26 United States District Judge
27
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